APPERW

APR 2 8 2010 WAR APPLICANT:

Patent Attorney Docket No. 4389

Pittsburgh, Pennsylvania

## UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Brian E. Dalton	)	•
Application N	o.: 10/642,976	)	Swiger III, James L.
Filed:	August 18, 2003	)	Patent Examiner Art Unit 3733
For: CERVICAL COMPRESSION PLATE ASSEMBLY		) ) )	

## **STATUS REQUEST**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

On January 19, 2010, the Board of Patent Appeals and Interferences issued a Decision on Appeal reversing the Examiner.

However, to date, Applicant has not received a Notice of Allowance.

Accordingly, it is requested that the status of this application be investigated and a Notice of Allowance be issued in due course.

Respectfully submitted,

CAROTHERS AND CAROTHERS

Floyd B. Carothers

Attorney for Brian E. Dalton

Fort Pitt Commons, Suite 200 445 Fort Pitt Boulevard Pittsburgh, PA 15219

FBC:jkc Reg. No. 24,252 (412) 471-3575 (412) 471-3597 Fax Pittpatent@aol.com

Olan K Crother